

MEETINGS TO DATE 21
NO. OF REGULARS 17
NO. OF SPECIALS 4

LANCASTER, NEW YORK
SEPTEMBER 3, 1991

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 3rd day of September 1991 at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: NANCY M. BINDHAMMER, DEPUTY TOWN CLERK
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:12 P.M., the Town Board held a Public Hearing to hear all interested persons upon the rezone petition of Gregory Zafirakis for property situate on the north side of Genesee Street, east of Harris Hill Road, in the Town of Lancaster.

The rezone requested is from a R-1, Residential District One, to a MFR-3, Multi-family District 3.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Deputy Town Clerk presented copies of letters which were mailed to the Petitioner, the Consultant for the Petitioner, and the Erie County Division of Planning notifying them of the time and place of this Public Hearing.

32X1

The Deputy Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending favorable action on this rezone matter.

PROPOSERS	ADDRESS
Frank Wailand, representing the petitioner	3922 Seneca Street, West Seneca

OPPOSERS	COMMENTS
NONE	NONE

QUESTIONS ONLY	ADDRESS
Gloria Kubicki	15 Maple Drive, Lancaster, N.Y.

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:27 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter.

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on August 19, 1991 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

September 3, 1991

File: R.MIN (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, a Town of Lancaster Police Department vehicle was severely
damaged in an automobile accident, and

WHEREAS, the Chief of Police has arrived at an agreed settlement
figure with the insurance carrier for the damage sustained by the vehicle, the
vehicle having been a total loss;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
authorizes the Chief of Police of the Town of Lancaster to accept the sum of
\$8,225 net from our insurance carrier as settlement on this motor vehicle and
to transfer title to the vehicle to Continental Loss Adjusting Services
Inc.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

September 2, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Stony Brook Subdivision, Phase II, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Stony brook, Subdivision, Phase II, be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 252 - Water Line
P.I.P. No. 253 - Pavement and Curbs
P.I.P. No. 254 - Storm Sewers

conditioned, however, upon the following:

1. Receipt and approval, within 45 days, by the Town Attorney of deeds, easements title report, title insurance and bill of sale to improvements for the property conveyed to the Town of Lancaster.
2. Receipt and approval, within 45 days, by the Town Clerk of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted.
3. Formal acceptance of the water improvement by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector be and is hereby authorized and directed to issue a stop work order on all building construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 3, 1991
File: R.P.I.P.A (P5)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, underground electric service lines will be installed at the town-owned Walden Pond Park and these lines will be owned by the Town of Lancaster, and

WHEREAS, NYSEG will require that the Town of Lancaster agree to be obligated for the operation, failure or emergency repair to the underground facility owned by the Town of Lancaster as a prerequisite to providing service to Walden Pond Park;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor to enter into an Agreement with NYSEG regarding the town-owned underground electric service at Walden Pond Park.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 2, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Donato Developers, Inc., 1025 French Road, Cheektowaga, New York 14227 has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Grafton Park Subdivision, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 264, 265, 266 and 267 of Donato Developers, 1025 French Road, West Seneca, New York, for the installation of:

P.I.P. No. 264 - 1963 LF 8" PVC pipe, 4 hydrants, 3 - 8" gate valves.
(Water Line)

P.I.P. No. 265 - Excavate detention pond
(Detention Pond)

P.I.P. No. 266 - 100 LF of pavement, 3800 LF of upright curb
(Pavement & Curbs)

P.I.P. No. 267 - 931 LF - 24" PVC; 25 LF - 18" PVC, 914 LF -
(Street Lighting) 12" PVC; 247 LF - 6" PVC; 28 LF - 24" RCP; 271 LF
STORM DRAIN - 12" RCP; 9 manholes, 9 receivers.
PPT

be and are hereby approved and the installation of the improvements requested
be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

2. All public improvement permit authorizations approved herein are conditioned upon U.S. Army Corp of Engineers' authorization to proceed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 3, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster adopted bond resolutions on June 17, 1991 and July 1, 1991, for financing of the Town of Lancaster Refuse District's share of capital costs of the NOREC Recycling Center, and

WHEREAS, the number of municipalities participating in the joint recycling facility through NOREC has changed thereby causing a change in the capital cost of the facility;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby rescinds the bond resolutions adopted on June 17, 1991 and July 1, 1991, respectively.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 2, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, Fischione Construction, 62 Constitution Avenue, West Seneca, New York 14224, has applied to the Town Board of the Town of Lancaster for permits to construct a Public Improvement upon real property in the Town of Lancaster within Indian Pine Village Subdivision, Phase II, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plans and permit application for the installation of the public improvement requested, and that it conforms to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application No. 263 of Fischione Construction, 62 Constitution Avenue, West Seneca, New York, for the installation of:

P.I.P. No. 263	Construction of a 1.4 Ac-Ft. storm water
(Detention Basin)	detention basin with inlet and outlet structures
	on land between Aurora Street and Tomahawk Trail,
	within Indian Pine Village Subdivision, Phase II.

be and is hereby approved and the installation of the improvement requested be and is hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

September 3, 1991

File: R.P.I.P.a (Pl)

2x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town of Lancaster and Village of Lancaster have reached an agreement to provide for the construction of a detention basin on town-owned property to the south of the Milton Drive Subdivision, together with 1,800 ft. of drainage culvert to be installed running westerly from the detention basin and thence northerly along the paper street, Miller Street, and

WHEREAS, the terms of the agreement reached with the Village of Lancaster involve the Town of Lancaster bonding the cost of the improvements, with the village sharing one-half of cost and paying for same directly to the Town of Lancaster over the period of the bonds issued by the Town of Lancaster, and

WHEREAS, the Town Board after due review and consideration deems it in the public interest to enter into such an agreement to complete this drainage and flood abatement project as it will benefit taxpayers in both the Town and Village of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster is hereby authorized to execute a Joint Municipal Agreement with the Village of Lancaster, pursuant to Article 5-G of the General Municipal Law of the State of New York, to provide the terms and conditions of the funding of the costs of this drainage and flood abatement project.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 2, 1991

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, Forestream Development, Inc. has requested that the Town permit the construction of exterior decks on certain sublots in a community of attached homes, known as Forestream Village, to wit: Sublot Nos. 44, 46, 48, 50, 52 and 54, such decks causing an encroachment into an easement granted by the developer to the Town for access to a retention/detention pond and flood plain, and

WHEREAS, the Town Board has reviewed the request made by the developer and consulted with the Town Engineer and has, after due consideration and review, determined that the proposed encroachment will not adversely affect access by the Town to the easement area;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement to modify the easement along its west line in the Forestream Village Development to permit construction, maintenance, repair and replacement of exterior decks for Sublot Nos. 44, 46, 48, 50, 52 and 54 under Map Cover Nos. 2540 and 2564, which lots are contiguous or in close proximity to the said west line of the easement area.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 2, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

A regular meeting of the Town Board of
the Town of Lancaster, in the County of
Erie, New York, was held at the Town
Hall, in said Town, on the 3rd day of
September, 1991.

PRESENT:

Hon. Stanley Jay Keysa, Supervisor
Ronald A. Czaplak Councilperson
Robert H. Giza Councilperson
Donald E. Kwak Councilperson
John T. Miller Councilperson
Councilperson

In the Matter
of the

Increase and Improvement of Facilities of
Lancaster Refuse and Garbage District, in the
Town of Lancaster, in the County of Erie, New
York, pursuant to Section 202-b of the Town
Law.

ORDER CALLING PUBLIC
HEARING TO BE HELD ON
September 16, 1991

WHEREAS, the Northern Recycling Council ("Council"), a
joint board, was provided for pursuant to an intermunicipal
agreement, dated as of June 20, 1990, to administer the
development, acquisition, construction, financing, operation and
maintenance of a joint materials recovery facility (the "Joint
Facility") including the sale of recovered materials therefrom;

WHEREAS, certain municipalities will be invited by the
Council to enter into an agreement for the development,
acquisition, construction, financing, operation and maintenance
of the Joint Facility (hereinafter called the "Joint Recycling
Agreement"), by execution, delivery and acceptance of a
commitment to be bound thereto (the "Commitment") pursuant to
Sections 120-w and 120-aa of the General Municipal Law,
constituting Chapter 24 of the Consolidated Laws of the State of
New York, and other applicable laws to become effective upon the
acceptance by the Council of the Village of Depew and of a
sufficient number of other municipalities with an aggregate
population (other than the Village of Depew) of not less than

25 X/

32 X/

200,000 (such accepted municipalities other than the Village of Depew to be hereinafter referred to as the "Participating Municipalities"), for the joint construction, acquisition, operation, maintenance and financing of the Joint Facility to service the Participating Municipalities and such Participating Municipalities expect to duly authorize the joint construction, acquisition, operation, maintenance and financing of the Joint Facility;

WHEREAS, each Participating Municipality expects to adopt resolutions either appropriating current funds or authorizing the contracting of several indebtedness of its allocated share of an aggregate amount not to exceed \$3,500,000 to finance the estimated total capital cost of the Joint Facility by the issuance of bonds, for which the faith and credit of each Participating Municipality would be pledged, as evidence of its allocated share of such capital cost;

WHEREAS, the Council has applied for and expects to receive a grant of State funds pursuant to the Environmental Quality Bond Act, Article 51, Title 9 of the Environmental Conservation Law and which upon receipt will be applied to reduce debt service on the secured indebtedness or to repay appropriations of current funds on an allocated share basis;

WHEREAS, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town," respectively), in the County of Erie, New York on behalf of the Lancaster Refuse and Garbage District, in the Town (herein called "District"), proposes to increase and improve the facilities of the District by authorizing the joint construction and acquisition of the Joint Facility to be located in the Village of Depew and by committing to be bound by the Joint Recycling Agreement for the development, acquisition, construction, financing, operation and maintenance of the Joint Facility, and has estimated the total maximum capital cost to the District of said increase and improvement of facilities to be \$455,000;

Now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 21 Central Avenue, Lancaster, New York in the Town, on the 16th day of September, 1991 at 8:15 P.M. o'clock (Prevailing Time) to consider said increase and improvement of facilities of the District as hereinabove referred to and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law;

FURTHER ORDERED, that the Town Clerk publish at least once in the "LANCASTER BEE," a newspaper published in the Town, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town

25x1

32x1

Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: September 16, 1991

TOWN BOARD OF THE TOWN OF LANCASTER

Supervisor

Councilperson

Councilperson

Councilperson

Councilperson

Councilperson

Councilperson

(SEAL)

Members of the Town Board of the
Town of Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 3, 1991

2x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Facilities Development Corporation (FDC) desires to enter into a lease renewal with the Town of Lancaster to re-let the premises used by the Buffalo Psychiatric Center (BPC) as an out-patient clinic in a town-owned building located at the Town Center on Pavement Road, and

WHEREAS, the FDC has agreed to the terms and conditions of the renewal, as set out by the Town of Lancaster, for the period commencing July 1, 1990 through June 30, 1991;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute an agreement with Facilities Development Corporation for the Lease renewal period and further authorizes the Town Clerk to prepare a voucher for the months owed at the original rate and forward same to Mr. James Kelleher at the Facilities Development Corporation.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYS VOTED YES

September 2, 1991

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 21311 to Claim No. 21459 Inclusive.

Total amount hereby authorized to be paid:

\$446,470.73

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

September 3, 1991

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster.
- (CSW) = Conditional sidewalk waiver.

NO.	CODE	NAME	ADDRESS	STRUCTURE
466	(TABLED)			
467		Mario Sciolino	8 Spruceland Ter	ER. SHED
468		James/Nancy Rusinski	21 Plumb Creek Tr	ER. SHED
469 (T)		William F. Bosse	21 Redlein Dr	ER. SIN. DWLG
470		Beauty Pools	540 Ransom Rd	ER. POOL
471 (T)		Dicom Inc.	44-54 Foxwood Rd	ER. TOWN HOUSES
472		M/M Jerome Sugier	2761 Wehrle Dr	ER. GARAGE
473		Donald Christie	29 Gale Dr	ER. GAZEBO
474		Majestic Pools Inc.	9 Birchwood Com	ER. POOL
475		Dawn D'Arcy	4844 William St	ER. DECK
476		Joseph Sadaro	8 Sugarbush Ln	ER. FENCE
477		Joseph McCombes	396 Schwartz Rd	ER. GARAGE
478 (T)(SW)		G. Gerold Haniford	434 Schwartz Rd	ER. SIN. DWLG
479 (T)(SW)		David Sanger	72 Nichter Rd	ER. SIN. DWLG
480		A. Lois Huber	1131 Ransom Rd	ER. FENCE
481 (T)(SW)		Kenneth Heist	44 Westwood Rd	ER. SIN. DWLG
482 (T)		Iona Associates Inc.	24 Gale Dr	ER. SIN. DWLG
483 (T)		M J Ogiony Bldg.	1261 Penora St ^(etc) 1263 Penora St 10/23/91	ER. SIN. DWLG
484 (T)		M J Ogiony Bldg.	7 Deepwood Pl	ER. SIN. DWLG
485		Ron & Sandy Komara	23 Fieldstone La	ER. SHED
486		Chris Manuszewski	529 Aurora St	ER. STORAGE BLDG/SHED
487		John R. Rabcewicz	386 Westwood Rd	ER. SHED
488		Joseph Juszczak	600 Pleasant View	ER. SHED
489 (T)		Marrano/Marc Equity	26 Hemlock Ln	ER. SIN. DWLG
490 (T)		Marrano/Marc Equity	18 Kelly Ann Dr	ER. SIN. DWLG

and

BE IT FURTHER

RESOLVED, that the previously tabled Building Permit Application No. 441 of Alfred Nowakowski, for premises situate at 558 Aurora Street, to erect a pole barn, be and is hereby approved, and

BE IT FURTHER

RESOLVED, that Building Permit Application No. 466 of Kevin and Peggy Smith, for premises situate at 128 Brunck Road, to erect a single dwelling be and is hereby tabled for further study and review, and

BE IT FURTHER

RESOLVED, that Building Permit No. 488 of Joseph Juszcak, for premises situate at 600 Pleasant View drive, to erect a shed, be and is hereby approved conditionally upon certification of the Building Inspector that the proposed shed does not lie in a designated flood plain area, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CAW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

Septemer 3, 1991

File: R.BLDG (P1-2)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the developer has requested the Town Board of the Town of Lancaster to accept completed Public Improvements within Liberty Square Subdivision within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvements and has recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within Liberty Square Subdivision be and are hereby approved and accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 244 - Pavement and Curbs

P.I.P. No. 245 - Storm Sewers

P.I.P. No. 246 - Water Line

conditioned, however, upon the following:

1. Receipt and approval, within 45 days, by the Town Attorney of deeds, easements title report, title insurance and bill of sale to improvements for the property conveyed to the Town of Lancaster.
2. Receipt and approval, within 45 days, by the Town Clerk of maintenance bonds for each of the improvements accepted herein in the principal amount of 25% of the value of the improvements accepted.
3. Formal acceptance of the water improvement by the Erie County Water Authority and the Erie County Health Department, and

BE IT FURTHER

RESOLVED, that should the conditions enumerated herein not be met within the stated 45 day period, the Building Inspector be and is hereby authorized and directed to issue a stop work order on all building construction within this subdivision, or subdivision phase, as the case may be.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 3, 1991

File: R.P.I.P.A (P7)

32x1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town of Lancaster has previously approved the subdivision plan for Hillview Estates, a development on the south side of Pleasant View Drive, east of Transit Road in the Town of Lancaster, by Pratt & Huth, Engineers, 60 Earhart Drive, Williamsville, New York, on April 15, 1991, and

WHEREAS, the subdivision map cover must be filed in the Erie County Clerk's Office, within sixty (60) days of Town Board approval, and

WHEREAS, the linen map covers were not submitted within the sixty (60) day period;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby re-approves the subdivision plan submitted by the developer of Hillview Estates as filed by Pratt & Huth Engineers, subject to the following terms and conditions:

- a) That the developer place a legend on the linen map cover to be filed with the Erie County Clerk's Office regarding the wet detention pond and drainage easement areas both public and private in form approved by the Town Attorney; and, further, that reference to the public and private easement areas and retention should be set forth on the deed of conveyance to all sublots under this map cover, which abut the wet detention pond;
- b) In the event that the developer/owner is unable to install backyard drainage as shown on the plat, which ties into storm drainage at Greenbriar Drive before October 1, 1991, that the developer/owner will cause the installation of two receivers plus a 12-inch PVC storm drain in the 15 ft wide drainage easement along the east side of subdivision lot No. 1 in the adjacent subdivision known as Hidden Hollow, a distance of approximately 167 feet to the storm sewer tie-in at Greenbriar Drive; and
- c) The developer confirming to the Town Attorney and Town Clerk that the street identified as Hillview Court will be renamed Pond View Court.

32x1

2. The Town Clerk of the Town of Lancaster be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the linen copy thereof, and to attend to the filing of said map in the Erie County Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSABSTAINED (N.B.-1)

September 3, 1991

R.RE-APP.HLVW.ESTS.

N.B.-1 - Supervisor Keysa abstained from voting on this resolution because his brother as a private attorney represents the seller of the property.

2x1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town of Lancaster has previously approved the plan for a single-family home subdivision to be known as GRAFTON PARK, on property located on the southeast corner of Steinfeldt Road and Broadway in the Town of Lancaster, New York, as submitted by and

WHEREAS, the Town Board desires to amend the conditions as set forth in the resolution dated June 17, 1991;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby re-approves the subdivision plan submitted by the developer of Grafton Park Subdivision, as prepared by Pratt & Huth, Engineers for the developer, dated February 11, 1991 subject to the following terms and conditions:

- a) That the developer place a legend on the linen map cover to be filed with the Erie County Clerk's Office regarding the wet detention pond and drainage easement areas both public and private in form approved by the Town Attorney; and, further that reference to the public and private easement areas and detention basin shall be set forth on the deed of conveyance to all sublots under this map cover which abut the wet detention pond;
- b) That the developer comply with any and all directives from the U.S. Army Corps of Engineers and DEC regarding the identification and protection of wetlands, if required by these agencies.

2. That the Town Clerk of the Town of Lancaster be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the linen copy thereof;

32X1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

September 3, 1991

32x1

Councilman Czaplak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA, TO WIT:

WHEREAS, the Police Chief of the Town of Lancaster, by letter dated September 3, 1991, has recommended the promotion of LEON TRZEWIECZYNSKI to the position of Town of Lancaster Police Lieutenant, and

WHEREAS, the Police Commissioners of the Town of Lancaster have similarly recommended the promotion of LEON TRZEWIECZYNSKI to the position of Town of Lancaster Police Lieutenant,

NOW, THEREFORE, BE IT

RESOLVED, that LEON TRZEWIECZYNSKI, 9 Newell Avenue, Lancaster, New York 14086, be and hereby is promoted to the position of Police Lieutenant in the Town of Lancaster Police Department, effective September 17, 1991, at an annual salary of \$37,183.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

September 3, 1991

File: R.PERS.APPT (P8)

32x1

Councilman Czaplak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

WHEREAS, the Police Chief of the Town of Lancaster, by letter dated September 3, 1991, has recommended the appointment of MARK D. DI PIRRO to the position of Town of Lancaster Police Officer, and

WHEREAS, the Police Commissioners of the Town of Lancaster have similarly recommended the appointment of MARK D. DI PIRRO to the position of Town of Lancaster Police Officer,

NOW, THEREFORE, BE IT

RESOLVED, that MARK D. DI PIRRO, 65 Foxhunt Road, Lancaster, New York 14086, be and hereby is appointed to the position of Police Officer in the Town of Lancaster Police Department, effective September 4, 1991, at an annual salary of \$27,662.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 3, 1991

File: R.PERS.APPT (P4)

32x1

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD , TO WIT:

WHEREAS, the Volunteer Firemen of the Town of Lancaster provide valuable and necessary services, and

WHEREAS, the recruitment, retention and training of said Volunteers is of vital interest to the Citizens of the Town of Lancaster, and

WHEREAS, the Office of Fire Prevention and Control provides the necessary training for our Volunteer Firemen, and

WHEREAS, the Department of State of New York has cut the budget of the Office of Fire Prevention and Control;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster does request the restoration of funds to the Office of Fire Prevention and Control, so that proper and necessary training of our Volunteer Firemen may continue.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

September 3, 1991

32X1

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On September 3, 1991 the Town Board authorized the Supervisor to enter into an agreement with the Village of Lancaster for this remedial work.
2. Dumping Permit - Diamond "D" Construction, Corp.
On May 2, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
3. Dumping Permit - Donald Kimmeland/Ronald Ruffino
On August 22, 1991 this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
4. Dumping Permit - David C. Kral
On January 25, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
5. Dumping Permit - Walter Mikowski
On March 14, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
6. Dumping Permit - Edward/Marcia Myszka
On July 3, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
7. Dumping Permit - Gregory ZaFirkis
On November 19, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
8. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I (Donato) Outstanding Items Only.

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a
9. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II (Donato)

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Water Line	Yes	No	No	n/a	Yes
Pavement and Curbs	Yes	No	No	Yes	Yes
Storm Sewers	Yes	No	No	n/a	Yes
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a
10. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo) Outstanding Items Only:

TYPE	ISSUED	ACCEPTED	BONDED	DEEDS	BILLS OF SALE
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

EX1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)11. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase II (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

12. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase III (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Grafton Park Subdivision (Donato Developers)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

14. Public Improvement Permit Authorization - Hidden Hollow Subdivision, (Paul M. Dombrowski)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

15. Public Improvement Permit Authorization - Hillview Estates Subdivision Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	No	No	No	n/a	No
Pavement and Curbs	No	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

16. Public Improvement Permit Authorization - Indian Pine Village Subdivision Phase I (Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D)17. Public Improvement Permit Authorization - Indian Pine Village Subdivision Phase II (Fischione Construction))

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	No	No	No	n/a	No
Pavement and Curbs	No	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

18. Public Improvement Permit Authorization - Lake Forest Subdivision Phase I (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	No

19. Public Improvement Permit Authorization - Larkspur Acres Subdivision, (Andrusz & Schmid Dev.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

20. Public Improvement Permit Authorization - Liberty Square Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	No	n/a	No
Pavement and Curbs	Yes	Yes	No	No	No
Storm Sewers	Yes	Yes	No	n/a	No
Detention Basin	Yes	No	No	n/a	No
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

21. Public Improvement Permit Authorization - Meadowlands Subdivision (Bosse) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/

22. Public Improvement Permit Authorization - The Meadows Subdivision (Giallanza) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	No

32x1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)23. Public Improvement Permit Authorization - Pine Tree Farm, Phase I
(Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	*	Yes
Detention Basin	Yes	No	No	No	n/a

* Deed received but not yet recorded.

24. Public Improvement Permit Authorization - Pine Tree Farm, Phase II
(Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	No	Yes

25. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I
(Josela) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

26. Public Improvement Permit Authorization - Stony Brook, Phase I
(Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	Yes
Pavement & Curbs	Yes	Yes	Yes	*	Yes
Storm Sewers	Yes	Yes	Yes	n/a	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

* Deed received but not yet filed.

27. Public Improvement Permit Authorization - Stony Brook, Phase II
(Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	No	n/a	
Pavement & Curbs	Yes	Yes	No		
Storm Sewers	Yes	Yes	No		
Detention Area	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

28. Public Improvement Permit Authorization - Stony Brook, Phase III
(Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Pond	Yes	No	No	No	n/a

02x1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)29. Public Improvement Permit Authorization - Warnerview Estates, Phase I
(Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

30. Public Improvement Permit Authorization - Warnerview Estates, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	Yes	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

31. Public Improvement Permit Authorization - Willow Ridge Subdivision
(Cimato Bros.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

32. Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I (M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	Yes	n/a	No
Pavement and Curbs	Yes	No	Yes	No	No
Storm Sewers	Yes	No	Yes	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

33. State Contract Grant - 40 Clark Street Museum.
Application for grant has been filed.34. Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990 the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991 the Municipal Review Committee tabled their SEQR Review decision pending receipt of additional data from the petitioner.

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

35. Subdivision Approval - Coventry Green Townhouse (Off Transit Road)
On October 10, 1990 the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1,150.00. On July 11, 1990, the Planning Board approved the sketch plan for this development under the name of "Meadow Wood Townhouses" which was subsequently changed to "Coventry Green Townhouses". On January 22, 1991, the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On February 6, 1991 the Planning Board approved the Preliminary Plat Plan subject to revisions to drainage, grading and paving plans. On April 2, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On May 6, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office. On June 3, 1991, the developer filed seven linens of the final plat with the Town Clerk. The Town Clerk is presently awaiting verification of the linen final plat from the Supervisor, Building Inspector, and Chief of Police. On August 5, 1991, the Town Board re-approved this map cover because it was not timely filed within 60 days of the May 6, 1991 Town Board approval. This item remains on agenda until map cover is filed.

36. Subdivision Approval - The Crossings (Off Erie St.)
On June 5, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$590.00. Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.

37. Subdivision Approval - East Brook Estates (Off Bowen Road)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

38. Subdivision Approval - Golfe Creek Town Homes (formerly Country Club Commons) (Townhouses - Off Broadway West of the Lancaster Country Club)
On July 9, 1990, the Municipal Review Committee adopted a Negative SEQR Declaration on this matter. On October 24, 1990, the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990, the Planning Board approved the sketch plan for this development. On November 21, 1990, the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990 the Planning Board approved the Preliminary Plat Plan. On February 1, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991 the Town Attorney notified the developer that the final plat was not sufficient. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On August 19, 1991, the Town Board approved a name change for this project to Golfe Creek Town Homes and authorized the filing of a map cover in the Erie County Clerk's office under that name. This item remains on the agenda until the map cover is filed.

39. Subdivision Approval - Grafton Park Subdivision (Broadway and Steinfeldt)
On September 5, 1990, an application for sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On September 19, 1990, the Planning Board approved the sketch plan for this subdivision. On February 14, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On February 14, 1991, a \$1,060.00 subdivision filing fee was received by the Town Clerk. On February 27, 1991, a revised preliminary plat was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991, the Planning Board approved the preliminary plat with conditions that must be incorporated into the final plat. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's Office. On September 3, 1991 the Town Board re-approved this final plat with new verbiage to be included on the map cover. This item remains on agenda until map cover is filed.

25 X1

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

40. Subdivision Approval - Indian Pine Village, Phase II
On October 9, 1990, an Application for Sketch Plan Approval was filed with the Building Inspector and referred to the Planning Board for review. On May 7, 1991, the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On May 15, 1991, the Planning Board approved the final plat as a sketch plan and directed the developer to proceed with a revised final plat incorporating a redesign of the detention area. On May 22, 1991, the Town Engineer approved engineering plans. On June 13, 1991, at a special Planning Board Review, as requested by the Town Board, the Planning Board recertified their approval of May 15, 1991. On August 5, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office. This item remains on agenda until map cover is filed.
41. Subdivision Approval - Hillview Estates (Off Pleasant View Drive)
On April 15, 1991, the Town Board approved a final plat for this subdivision and authorized filing of a map cover in the Erie County Clerk's Office. On September 3, 1991 the Town Board re-approved this final plat with new verbage to be included on the map cover. This item remains on agenda until map cover is filed.
42. Subdivision Approval - Lake Forest South (Off Lake Avenue)
On March 19, 1991, the Town Board approved the final plat for this subdivision and authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on agenda until map cover is filed.
43. Subdivision Approval - Parkedge (Off William Street)
On October 18, 1989, the Planning Board approved the sketch plan for this project. On March 6, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991, a \$1285.00 subdivision filing fee was received by the Town Clerk. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration.
44. Subdivision Approval - Stony Brook Subdivision, Phase II (South Side of Pleasant View Drive)
On September 5, 1990, an application for sketch plan approval was filed with the Building Inspector and referred to various reviewers. On February 28, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On February 28, 1991, a \$835.00 subdivision filing fee was received by the Town Clerk. On March 6, 1991, the Planning Board approved the preliminary plat conditional upon approval by the Town Engineer. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration. On May 6, 1991, the Town Board approved the final plat for this subdivision and authorized the filing of a map cover in the Erie County Clerk's office. On August 5, 1991 the Town Board re-approved this subdivision. On August 6, 1991 this plat was filed in the Erie County Clerk's office under Map Cover No. 2601. The Town Clerk was directed to remove this item from future Town Board agendas.
45. Subdivision Approval - Stony Brook Subdivision, Phase III (South Side of Pleasant View Drive)
Sketch Plan approval and SEQR Review was accomplished for the entire subdivision with Phase I approvals. On June 10, 1991, an application for preliminary plat approval plus a \$1255.00 review fee was filed with the Town Clerk. On June 11, 1991, the preliminary plat plan was distributed by the Building Inspector to various reviewers. On June 19, 1991, the Planning Board approved the preliminary plat noting that all stub streets in Phase III must be paved immediately after layout approval.

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SITUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

46. Subdivision Approval - Towne Square Townhouses (Broadway east of Bowen)
This project was in the process of approval prior to adoption of the current zoning ordinance and is therefore a grandfathered project. On July 9, 1990, the Municipal Review Committee adopted a SEQR Negative Declaration on this project. On January 16, 1991, the Planning Board recommended approval of the project subject to the Town Board's resolution of three Planning Board concerns. On June 17, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office.
47. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)
On October 4, 1989, the Planning Board approved the site plan for this subdivision. On October 13, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990, the Town Board adopted a SEQR negative declaration on this matter.
48. Subdivision Approval - Woodgate (Josels - Off Aurora St.)
On August 1, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$1350.00. On September 6, 1989, the Planning Board approved a sketch plan for this subdivision. On November 20, 1989, a SEQR negative declaration was adopted. On April 3, 1991 the Building Inspector transmitted to the Town Board a revised preliminary plat showing the U.S. Corps of Engineers wetlands within the project. On June 19, 1991, the Planning Board approved the revised preliminary plat.
49. Violations and Order to Comply - DOL - Highway Dept.
On August 12, 1991 the Supervisor transmitted to the Highway Superintendent six (6) Department of Labor citations with a request for correction and notification of action taken. The Town Clerk was directed to remove this item from future Town Board agendas.

PERSONS ADDRESSING THE TOWN BOARD:

Paul Pijanowski, 3646 Bowen Road, submitted a proposal to the Town Board relative to implementation of a "Volunteer Firemen's Service Awards Program" for the firefighters of the fire companies with which the Town of Lancaster contracts for fire protection. The proposal was referred to the Police & Safety Committee for review.

Gloria Rubicki, 15 Maple Drive, asked information about various items on this evening's communications agenda.

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COMMUNICATIONSDISPOSITION

886. NYS. Public Service Commission to Supervisor - Notice of special public hearing to be held on 9/20/91 in Albany re: Comprehensive Plan for the restructuring of NYNEX.	R & F
887. Supervisor to Transit-French Associates - Notice of acceptance of items re: Tops - Transit & French landscape berm.	R & F
888. NYSDEC to Supervisor - Comments re: environmental review of Schwartz Rd. property of M/M Richard Tomaszewski.	R & F BUILDING INSPECTOR
889. Building Inspector to Planning Board - Transmittal of NOCO Energy Corp. site plan approval - Central and Walden Avenues.	R & F
889. NYS Board of Equalization and Assessment - A. Certificate of Final Special Franchise Assessments.	R & F
890. Supervisor to Schmitt's Garage - Request cleanup of accumulated growth and debris on lot.	R & F
891. Supervisor to County Div. of Sewerage Mgt. - Request information re: William Street sewers.	R & F
892. Supervisor to Buffalo Crushed Stone - Request preventive measures be taken re: blasting.	R & F
893. Town engineers to Town Board - Transmittal of revised sheets re: Columbia Ave. water line extension.	R & F
894. Town Clerk to Town Engineer and Building Inspector Transmittal of dumping permit application of Donald Kimmel/Ronald Ruffino.	TOWN ATTORNEY
895. Town Attorney to Town Clerk - Advisement re: commencement of work on P.I.P.s Grafton Park Subdivision.	R & F
896. Town Clerk to Town Board - Request Clerk's and Receiver of Taxes' Office participation in the 1992 Incentive Award Program.	BUDGET COMMITTEE
897. Erie County, Dept. of Health to Town Board - Transmittal of Approval of Completed Works for Stony Brook Phase II.	R & F
898. Town Clerk to Zoning Board Members - Transmittal of Variance Petitions for 9/12/91.	R & F
899. Depew School Superintendent to County Executive - Concerns over reconstruction of Como Park Blvd.	R & F
900. Police Chief to Planning Board Chairman - Information re: NOCO Energy Corp. Application for Site Plan Approval.	R & F
901. Marrano/Marc Equity Corp. to Town Board - Confirmation re: commitment to obligation on various items in Stonybrook Subdivision.	TOWN ATTORNEY
902. Building Inspector to Town Board - Comments re: curb cut at 20 Country Place.	TOWN ATTORNEY BUILDING INSPECTOR
903. Municipal Insurance Consultants to Town Clerk - Revision in Workers Compensations rates effect- ive on policies with rating date of 7/1/91.	BUDGET COMMITTEE

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COMMUNICATIONS (CONT'D)DISPOSITION

904. Planning Board Chairman to Town Board - Comments re: site plan for Palma Tool & Die.	PLANNING COMMITTEE TOWN ATTORNEY
905. Planning Board Minutes of August 21, 1991.	R & F
906. Planning Board Chairman to Town Board - Recommend approval of rezone petition to Gregory Zafirakis, 5428 Genesee St.	HEARING FILE
907. Planning Board Chairman to Town Board - Recommend approval of site plan for Wilson Farms Market, William & Aurora Streets.	R & F
908. Krehbiel Associates to Supervisor - Comments re: Stonybrook Subdivision, Phase 2.	R & F RESOLUTION
909. Krehbiel Associates to Town Board - Recommend acceptance of P.I.P.s for Stony Brook Subdivision, Phase 2.	R & F RESOLUTION
910. Krehbiel Associates to Town Board - Advise the Town that there is incomplete work at Deer Cross Subdivision, Phase 1.	TOWN ATTORNEY
911. Washington, N.Y. Supervisor to Supervisor - Comments re: Landfill Questionnaire.	R & F
912. Erie County Water Authority to Supervisor - Press Release-ECWA adopts modest rate increase of .03 per day and various tariff amendments.	R & F
913. Secretary of State to Various Local Officials - Transmittal of fact sheet re: significant negative impact of budget cuts on Dept. of State and Office of Fire Prevention & Control.	R & F
914. NYSEG to Supervisor - Request rate increase from Public Service Commission in August 1992.	R & F BUDGET COMMITTEE
915. Associations of Towns to Supervisor - Request suggestions for areas of mandate relief in reducing town expenditures.	SUPERVISOR
916. Duplicate of 909.	
917. Krehbiel Associates to Town Board - Recommend acceptance of P.I.P.s for Liberty Square Subdivision.	RESOLUTION 9/3/91
918. Chamber of Commerce to Town Board - Trade Show and Exposition on 10/18-19/91.	R & F
919. Krehbiel Associates to Building Inspector - Comments re: Lake Forest Subdivision.	TOWN ATTORNEY
920. Town Attorney to Town Board - Notification of New Creation Fellowship Church site location on Genesee Street is for sale.	R & F
921. Krehbiel Associates to Town Board - Recommend the Town take action on incomplete work in Lake Forest Subdivision, Phase I.	TOWN ATTORNEY
922. Supervisor to NYS Dept. of Labor - Transmittal of Certification-Status of Pending Orders for Highway Department.	R & F
923. NOREC to Members of NOREC - Notice of meeting 9/10/91 at Depew Village Hall	R & F
924. Clarence Supervisor to Various Departments - Transmittal of EAF-Country Meadows Estates Phase I.	R & F

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COMMUNICATIONS (CONT'D)DISPOSITION

925. Executive Director, Youth Bureau to Supervisor - Request permission to attend Conference in Syracuse on 10/6-9/91.	<u>TOWN CLERK FOR</u> <u>RESOLUTION 9/16/91</u>
926. Woelfel Research to Town Board - Notify town of services of said company.	<u>R & F</u>
927. NYS Equalization & Assessment to Assessor - Certificate of final railroad ceiling.	<u>R & F</u>
928. Town Attorney to Wainwright Ct. Resident - Comments re: Fairfield Inn.	<u>R & F</u>
929. Clarence Town Clerk to various officials - Transmittal of copy of resolution in regard to restoration of funds to the Office of Fire Prevention and Control.	<u>SUSPENDED RESOLUTION</u> <u>9/3/91</u>
930. Lovell Safety Management Co. Safety Newsletter -	<u>R & F</u>
931. Education Dept., Buffalo Museum of Science to Supervisor - Environmental Geology seminar at Museum of Science.	<u>R & F</u>
932. Senior Citizen Director to Supervisor - Notification of open house at new Senior Citizen Center on 9/18/91.	<u>R & F</u>
933. Krehbiel Associates to Town Board - Recommend town take appropriate action on incomplete work in Lake Forest Subdivision.	<u>TOWN ATTORNEY</u>

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications -
SUSPENSION GRANTED.

934. Service Awards Chairman to Supervisor - Transmittal of final proposal for awards program for Volunteer Fire Companies.	<u>TOWN ATTORNEY</u>
935. Highway Superintendent to Town Board - Comments re: secretary for Highway Department.	<u>R & F</u>
936. Supervisor to Fischione Construction Co.- Complaint from Hidden Trail Resident.	<u>R & F</u>
937. Assistant to Supervisor to Town Board - Update on Hepatitis "B" Vaccination Program.	<u>R & F</u>
938. Supervisor to Town Board - Comments re: Larkspur Subdivision.	<u>TOWN ENGINEER</u>
939. Supervisor to Mary Jo Stock - Gratitude for service as Youth Counselor for Youth Bureau.	<u>R & F</u>
940. NOREC President to Supervisor - Comments re: revised NOREC Project.	<u>R & F</u>
941. Krehbiel Associates to Town Board - Comments re: application for dumping permit for Myszka, 495 Lake Avenue.	<u>TOWN ATTORNEY</u>
942. Police Chief to Town Board - Request appointment of Officer Trzewieczynski to Police Lieutenant.	<u>SUSPENDED RESOLUTION</u> <u>9/3/91</u>
943. Police Chief to Town Board - Request appointment of Mark DiPirro to position of Police Officer effective 9/4/91.	<u>SUSPENDED RESOLUTION</u> <u>9/3/91</u>

COMMUNICATIONS (CONT'D)

DISPOSITION

944. Police Commissioners to Town Board - SUSPENDED RESOLUTION
Recommend appointment of Mark DiPirro to Police 9/3/91
Officer. _____
945. Police Commissioners to Town Board - SUSPENDED RESOLUTION
Recommend appointment of Officer Trzewieczynski 9/3/91
to position of Police Lieutenant. _____

ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 10:45 P.M. out of respect to:

ROBERT SCHAFF
PAUL STOLDT
ROSE RONDINA
GERALDINE WURTZ

Signed Nancy M. Bindhammer
Nancy M. Bindhammer, Deputy Town Clerk